

*Filing in court*

*MT 4/2/08*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,

Plaintiff,

v.

FRANK FORCE KESTING,

Defendant.

Criminal Action No. 07-94-SLR

**MOTION AND ORDER TO DISMISS**

NOW COMES the United States of America, by and through its attorneys, Colm F. Connolly, United States Attorney for the District of Delaware, and Edmond Falgowski, Assistant United States Attorney for the District of Delaware, and hereby moves this Honorable Court to dismiss Counts 1, 2, 3, 4, 5, 7, and 8 of the Indictment, pursuant to the Memorandum of Plea Agreement dated December 17, 2007.

COLM F. CONNOLLY  
United States Attorney

By:

Edmond Falgowski  
Assistant United States Attorney

*4-2-08*  
Dated: ~~March 25, 2008~~

IT IS SO ORDERED this 2d day of April, 2008.

*Sue L. Robinson*  
HONORABLE SUE L. ROBINSON  
United States District Court